



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

August 13, 2013

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

39 August 13, 2013

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**ADOPT AND ADVERTISE
BARTOLO DRAIN, UNIT 2
PUMP STATION UPGRADE
IN THE CITY OF PICO RIVERA
(SUPERVISORIAL DISTRICT 1)
(3 VOTES)**

SUBJECT

This action is to approve and advertise the project for electromechanical equipment for Bartolo Drain, Unit 2 Pump Station Upgrade, in the City of Pico Rivera; find this project categorically exempt from the provisions of the California Environmental Quality Act; adopt the plans and specifications; and delegate certain responsibilities to the Chief Engineer or her designee to carry out this project.

**IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE THE
LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that this project has designated the engine controllers by a specific brand name in order to match engine controllers in use at other pump stations.
3. Approve and advertise the project and adopt the plans and specifications that are on file in the Construction Division of the Department of Public Works for Bartolo Drain, Unit 2 Pump Station Upgrade, at an estimated construction contract cost between \$1,000,000 and \$1,200,000.

4. Instruct the Executive Officer of the Board of Supervisors to advertise for bids to be received and opened on September 10, 2013, in accordance with the Instruction Sheet for Publishing Legal Advertisement.

5. Delegate to the Chief Engineer or her designee the following authority in connection with this contract: (1) approve and execute change orders within the same monetary limits delegated to the Director of Public Works or her designee under Section 2.18.050 of the Los Angeles County Code relative to the construction of County buildings; (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in Public Contract Code Sections 4100 et seq. and 5100 et seq., respectively; (3) accept the project upon its final completion; (4) release retention money withheld consistent with the requirements of Public Contract Code Sections 7107 and 9203; and (5) extend the date and time for the receipt of bids consistent with the requirements of Public Contract Code Section 4104.5.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is for the Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to approve and advertise the project; adopt the plans and specifications; and delegate certain responsibilities to the Chief Engineer or her designee to carry out this project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). The recommended actions will help achieve these goals by improving the operation of this flood control facility during storms.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction contract cost to complete this project is in the range of \$1,000,000 to \$1,200,000. The total project cost is estimated to be \$1,380,000. In addition to the construction contract cost, the total project cost includes the preparation of plans and specifications, consultant services, survey, environmental permit compliance, right-of-way and utility clearance, materials testing, inspection, contract administration, change order contingency, and other County services.

Funding for this project is included in the Fiscal Year 2013-14 Flood Control District Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project, to contract for electrical work and replacement of electromechanical equipment, is part of the Department of Public Works' ongoing program for the operation and maintenance of flood control pump stations. It will be advertised in accordance with Section 20991 of the State Public Contract Code.

Section 3400 of the State Public Contract Code includes provisions under which a product may be designated by specific brand or trade name if the awarding authority makes a finding. Matching other products in use on completed public improvements such as the designated engine control

system is one of the provisions listed.

This project is to be completed in 75 working days. It is estimated the work will start in April 2014 and be completed in August 2014.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The award of the contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the Los Angeles County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the LACFCD to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the LACFCD to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the LACFCD to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the LACFCD, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt pursuant to Section 15301(a) and (f) of the California Environmental Quality Act Guidelines, and Class 1, Sections (d), (e), (i) and (l) of the County Environmental Document Reporting Procedures and Guidelines adopted by the Board on November 17, 1987. These exemptions provide for interior and exterior alterations of buildings, addition of safety or health protection devices for use with existing facilities or mechanical equipment,

replacement of pumps or other mechanical equipment at existing facilities, and maintenance of existing facilities used to provide flood control or other public services.

CONTRACTING PROCESS

This project will be contracted on an open-competitive bid basis. A recommendation for award by the Board will be made upon review of the bids. The contract will be awarded to a responsible contractor who submits the lowest responsive bid meeting the criteria established by the Board and the State Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by improving the operation of these flood control facilities during storms.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:JTS:lg

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)